

AN ORDINANCE FIXING THE FEES THE  
FORT WAYNE POLICE DEPARTMENT MAY  
CHARGE FOR CRIMINAL HISTORY CHECKS,  
FINGERPRINTS AND POLICE REPORTS.

WHEREAS, I.C. 5-2-5-7 provides that a law enforcement agency may collect a three dollar (\$3.00) fee for a Criminal History Check; and

WHEREAS, I.C. 5-14-3-8 provides that a public agency may establish a fee schedule for the certification, copying, or facsimile machine transmission of documents; and

WHEREAS, the Fort Wayne Police Department desires Common Council establish and fix the fees charged for Criminal History Checks, Fingerprints and Police Reports.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. Criminal History Check. Pursuant to I.C. 5-2-5-7, the Fort Wayne Police Department shall collect a three dollar (\$3.00) fee for Criminal History Checks.

SECTION 2. Fingerprints and Police Reports. Pursuant to I.C. 5-14-3-8, the Fort Wayne Police Department shall charge the following fees for:

Fingerprints \$3.00

Police Reports \$3.00

SECTION 3. The fees charged by the Fort Wayne Police Department for Criminal History Checks, Fingerprints and Police Reports shall be deposited in the Local Law Enforcement Continuing Education Fund.

1 SECTION 4. That this Ordinance shall be in  
2 full force and effect from and after its passage and any  
3 and all necessary approval by the Mayor.

  
4 Council Member

5 APPROVED AS TO FORM  
6 AND LEGALITY

7   
8 J. TIMOTHY McCAULAY, CITY ATTORNEY

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(b) When the request is made by an agency doing a presentence investigation, the information shall be transmitted not later than seven (7) days after the date that the request is received.

(c) The department shall provide criminal history data to any criminal justice agency making a request if the council determines that the agency has complied with this chapter. [IC 5-2-5-4, as added by Acts 1981, P.L. 23, § 2, P.L.38-1991, § 2.]

**5-2-5-5. Information to noncriminal justice organizations or individuals — Limitation.** — (a) Except as provided in subsection (b), on request, law enforcement agencies shall release or allow inspection of a limited criminal history to noncriminal justice organizations or individuals only if the subject of the request:

- (1) Has applied for employment with a noncriminal justice organization or individual;
- (2) Has applied for a license and criminal history data as required by law to be provided in connection with the license;
- (3) Is a candidate for public office or a public official;
- (4) Is in the process of being apprehended by a law enforcement agency;
- (5) Is placed under arrest for the alleged commission of a crime;
- (6) Has charged that his rights have been abused repeatedly by criminal justice agencies;
- (7) Is the subject of judicial decision or determination with respect to the setting of bond, plea bargaining, sentencing, or probation;
- (8) Has volunteered services that involve contact with, care of, or supervision over a child who is being placed, matched, or monitored by a social services agency or a nonprofit corporation;
- (9) Is being investigated for welfare fraud by an investigator of the division of family and children or a county office of family and children; or
- (10) Is being sought by the parent locator service of the child support bureau of the division of family and children.

However, limited criminal history information obtained from the National Crime Information Center may not be released under this section except to the extent permitted by the Attorney General of the United States.

(b) A law enforcement agency shall allow inspection of a limited criminal history by and release a limited criminal history to the following noncriminal justice organizations:

- (1) Federally chartered or insured banking institutions.
- (2) Officials of state and local government for the purpose of employment and licensing.
- (3) Segments of the securities industry identified under 15 U.S.C. 78q(f)(2).
- (c) Any person who uses limited criminal history for any purpose not specified under this section commits a Class A misdemeanor. [IC 5-2-5-5, as added by Acts 1981, P.L. 23, § 2; P.L.26-1984, § 1; P.L.27-1984, § 1;

P.L.45-1985, § 1; P.L.24-1991, § 2; P.L.2-1992, 46; P.L.4-1993, § 5; P.L.5-1993, § 16.]

**Gross References.** Penalties for misdemeanors, IC 35-50-1, IC 35-50-3, IC 35-50-52. Petition to limit access to history, IC 35-38-5-5.

**Opinions of Attorney General.** Law enforcement agencies shall, on and after September 1, 1981, and the state police department shall, on and after July 1, 1983, allow on request inspection and release of limited

**5-2-5-5-1. Information to noncriminal justice organizations or individuals — Request by employment applicants for limited check of Federal Bureau of Investigation records.** — On request of an individual who has applied for employment with a noncriminal justice organization or individual, the Indiana central repository for criminal history information shall process a request for a limited criminal history check, of the individual making the request, from the Federal Bureau of Investigation's National Crime Information Center upon:

- (1) The submission of fingerprints of the individual making the request; and
- (2) The payment of a fifteen dollar (\$15) fee.

[P.L.33-1986, § 1.]

**5-2-5-6. Information to noncriminal justice organizations or individuals — Prohibited uses.** — A noncriminal justice organization or individual which receives a limited criminal history may not utilize it for purposes:

- (1) Other than those stated in the request; or
- (2) Which deny the subject any civil right to which the subject is entitled. [IC 5-2-5-6, as added by Acts 1981, P.L. 23, § 2.]

**5-2-5-7. Procedure on request for limited criminal history — Editing of information.** — (a) On request for release or inspection of a limited criminal history, law enforcement agencies may and the department shall do the following:

- (1) Require a form, provided by them, to be completed. This form shall be maintained for a period of two (2) years and shall be available to the record subject upon request.
- (2) Collect a three dollar (\$3) fee to defray the cost of processing a request for inspection.
- (3) Collect a seven dollar (\$7) fee to defray the cost of processing a request for release. However, law enforcement agencies and the department may not charge the fee for requests received from the parent locator service of the child support bureau of the division of family and children.

chapter, separate the material that may be disclosed and make it available for inspection and copying.

(b) Subsection (a) does not apply to public records that are stored on computer tape, computer discs, microfilm, or a similar or analogous record system, if the disclosable information is made available for inspection and described by this subsection is made available to:

(1) A person by enhanced access under section 3.5 [IC 5-14-3-3.5] of this chapter; or

(2) A governmental entity by an electronic device:

first separating the material in the manner required by subsection (a).

(c) A public agency may charge a person who makes a request for disclosable information the agency's direct cost of reprogramming a computer system if:

(1) The disclosable information is stored on a computer tape, computer disc, or a similar or analogous record system;

(2) The public agency is unable to make the disclosable information available for inspection and copying in some other form; and

(3) The public agency is required to reprogram the computer system to separate the disclosable information from nondisclosable information.

(d) A public agency is not required to reprogram a computer system to provide:

(1) Enhanced access; or

(2) Access to a governmental entity by an electronic device.

[IC 5-14-3-6, as added by P.L.19-1983, § 6; P.L.54-1985, § 5; P.L.58-1993, § 5.]

#### NOTES TO DECISIONS

##### Separation of Material.

The coroner did not abuse his discretion or act arbitrarily or capriciously by withholding his files from public disclosure, where he was unable to separate disclosable from nondisclosable material, and the requested materials were not remote in time. *Heltzel v. Thomas*, 516 N.E.2d 103 (Ind. App. 1987).

**5-14-3-6.5. Maintenance of confidentiality by other public agencies.** — A public agency that receives a confidential public record from another public agency shall maintain the confidentiality of the public record. [P.L.34-1984, § 3.]

**5-14-3-7. Protection of records — Regulation of interference with regular discharge of agency functions.** — (a) A public agency shall

protect public records from loss, alteration, mutilation, or destruction, and regulate any material interference with the regular discharge of the functions or duties of the public agency or public employees.

(b) A public agency shall take precautions that protect the contents of public records from unauthorized enhanced access, unauthorized access by an electronic device, or alteration.

by section 3 [IC 5-14-3-3] of this chapter. [IC 5-14-3-7, as added by P.L.19-1983, § 6; P.L.58-1993, § 6.]

**5-14-3-8. Copying fee.** — (a) For the purposes of this section, "state agency" has the meaning set forth in IC 4-13-1.

(b) Except as provided in this section, a public agency may not charge any fee under this chapter:

(1) To inspect a public record; or

(2) To search for, examine, or review a record to determine whether the record may be disclosed.

(c) The Indiana department of administration shall establish a uniform copying fee for the copying of one (1) page of a standard-sized document by state agencies. The fee may not exceed the average cost of copying records by state agencies or ten cents (\$0.10) per page, whichever is greater. A state agency may not collect more than the uniform copying fee for providing a copy of a public record. However, a state agency shall establish and collect a reasonable fee for copying nonstandard-sized documents.

(d) A public agency that is not a state agency may establish a fee schedule for the certification, copying, or facsimile machine transmission of documents. The fee may not exceed the actual cost of certifying, copying, or facsimile transmission of the document by the agency.

(e) If:

(1) A person is entitled to a copy of a public record under this chapter; and

(2) The public agency which is in possession of the record has reasonable access to a machine capable of reproducing the public record;

the public agency must provide at least one (1) copy of the public record to the person. However, if a public agency does not have reasonable access to a machine capable of reproducing the record or if the person cannot reproduce the record by use of enhanced access under section 3.5 [IC 5-14-3-3.5] of this chapter, the person is only entitled to inspect and manually transcribe the record. A public agency may require that the payment for copying costs be made in advance.

(f) Notwithstanding subsection (h), (i), (j), (k), (l), or (m), a public agency shall collect any copying or search fee that is specified by statute or is ordered by a court.

(g) Except as provided by subsection (h), for providing a duplicate of a computer tape, computer disc, microfilm, or similar or analogous record system containing information owned by the public agency or entrusted to it, a public agency may charge a fee, uniform to all purchasers, that does not exceed the sum of the following:

(1) The agency's direct cost of supplying the information in that form.

(2) The standard cost, if any, for selling the same information in the form of a publication.

(3) In the case of the legislative services agency, a reasonable percentage of the agency's direct cost of maintaining the system in

**Collateral References.** When are government records "similar files" exempt from disclosure under Freedom of Information Act

**5-14-3-4.1. [Repealed.]**

**Compiler's Notes.** This section, validating certain administrative rules and holding cer-

tain others unenforceable, was repealed by P.L.1-1989, § 75, effective July 1, 1989.

**5-14-3-4.3. Law enforcement officer job information.** — Nothing contained in section 4(b)(8) [IC 5-14-3-4(b)(8)] of this chapter requires a law enforcement agency to release to the public the job title or job description of law enforcement officers. [P.L.35-1984, § 1.]

**5-14-3-5. Availability of information where person is arrested or jailed, or agency maintains daily record listing suspected crimes, accidents or complaints.** — (a) If a person is arrested or summoned for an offense, the following information shall be made available for inspection and copying:

(1) Information that identifies the person including his name, age, and address.

(2) Information concerning any charges on which the arrest or summons is based.

(3) Information relating to the circumstances of the arrest or the issuance of the summons, such as the:

(A) Time and location of the arrest or the issuance of the summons;

(B) Investigating or arresting officer (other than an undercover officer or agent); and

(C) Investigating or arresting law enforcement agency.

(b) If a person is received in a jail or lock-up, the following information shall be made available for inspection and copying:

(1) Information that identifies the person including his name, age, and address.

(2) Information concerning the reason for the person being placed in the jail or lock-up, including the name of the person on whose order the person is being held.

(3) The time and date that the person was received and the time and date of his discharge or transfer.

(4) The amount of the person's bail or bond, if it has been fixed.

(c) An agency shall maintain a daily log or record that lists suspected crimes, accidents, or complaints, and the following information shall be made available for inspection and copying:

(1) The time, substance, and location of all complaints or requests for assistance received by the agency.

(2) The time and nature of the agency's response to all complaints or requests for assistance.

(3) If the incident involves an alleged crime or infraction:

(A) The time, date, and location of occurrence;

(B) The name and age of any victim, unless the victim is a victim of a crime under IC 35-42-4;

(C) The factual circumstances surrounding the incident; and

(D) A general description of any injuries, property, or weapons involved.

The information required in this subsection shall be made available for inspection and copying in compliance with this chapter. The record containing the information must be created not later than twenty-four (24) hours after the suspected crime, accident, or complaint has been reported to the agency.

(d) This chapter does not affect IC 5-2-4, IC 5-2-5, or IC 5-11-1-9. [IC 5-14-3-5, as added by P.L.19-1983, § 6; P.L.39-1992, § 1.]

**5-14-3-5. Judicial public record — Sealing of public record.** — (a) This section applies to a judicial public record.

(b) As used in this section, "judicial public record" does not include a record submitted to a court for the sole purpose of determining whether the record should be sealed.

(c) Before a court may seal a public record not declared confidential under section 4(a) [IC 5-14-3-4(a)] of this chapter, it must hold a hearing at a date and time established by the court. Notice of the hearing shall be posted at a place designated for posting notices in the courthouse.

(d) At the hearing, parties or members of the general public must be permitted to testify and submit written briefs. A decision to seal all or part of a public record must be based on findings of fact and conclusions of law, showing that the remedial benefits to be gained by effectuating the public policy of the state declared in section 1 [IC 5-14-3-1] of this chapter are outweighed by proof by a preponderance of the evidence by the person seeking the sealing of the record that:

(1) A public interest will be secured by sealing the record;

(2) Dissemination of the information contained in the record will create a serious and imminent danger to that public interest;

(3) Any prejudicial effect created by dissemination of the information cannot be avoided by any reasonable method other than sealing the record;

(4) There is substantial probability that sealing the record will be effective in protecting the public interest against the perceived danger; and

(5) It is reasonably necessary for the record to remain sealed for a period of time.

Sealed records shall be unsealed at the earliest possible time after the circumstances necessitating the sealing of the records no longer exist. [P.L.54-1985, § 4; P.L.68-1987, § 1.]

**5-14-3-6. Records containing disclosable and nondisclosable information.** — (a) If a public record contains disclosable and nondisclosable information, the public agency shall, upon receipt of a request under this

Read the first time in full and on motion by Jenner,  
seconded by Jenner, and duly adopted, read the second time by  
title and referred to the Committee on Jenner (and the  
City Plan Commission for recommendation) and Public Hearing to be held after  
due legal notice, at the Common Council Conference Room 128, City-County  
Building, Fort Wayne, Indiana, on 19, the o'clock M., E.S.T.  
of 19, at o'clock M., E.S.T.

DATED: 11-22-94

Sandra E. Kennedy

SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Delmish,  
seconded by LOST, and duly adopted, placed on its passage.  
PASSED LOST by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
<u>TOTAL VOTES</u>	<u>7</u>			<u>2</u>
<u>BRADBURY</u>	<u>✓</u>			
<u>EDMONDS</u>				<u>✓</u>
<u>GiaQUINTA</u>	<u>✓</u>			
<u>HENRY</u>				<u>✓</u>
<u>LONG</u>	<u>✓</u>			
<u>LUNSEY</u>	<u>✓</u>			
<u>RAVINE</u>	<u>✓</u>			
<u>SCHMIDT</u>	<u>✓</u>			
<u>TALARICO</u>	<u>✓</u>			

DATED: 12-13-94

Sandra E. Kennedy

SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne,  
Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL)  
(SPECIAL) (ZONING) ORDINANCE RESOLUTION NO. G-24-94  
on the 13th day of December, 19 94

ATTEST:

(SEAL)

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

PRESIDING OFFICER

Rebecca Prairie

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on  
the 14th day of December, 19 94,  
at the hour of 10:30 o'clock A M., E.S.T.

Sandra E. Kennedy  
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 14th day of December,  
19 94, at the hour of 5:00 o'clock P M., E.S.T.

PAUL HELMKE  
PAUL HELMKE, MAYOR

M E M O R A N D U M

TO: MEMBERS OF COMMON COUNCIL

FROM: CAPT. D.A. HARTUP

DATE: OCT. 24, 1994

SUBJECT: GENERAL ORDINANCE ESTABLISHING THE FEE TO BE COLLECTED  
FOR CRIMINAL HISTORIES, FINGERPRINTS, AND POLICE REPORTS

*SG-94-11-14*

THIS ORDINANCE ESTABLISHES THE FEE FOR A CRIMINAL HISTORY CHECK TO BE THREE DOLLARS. THIS IS THE FEE CURRENTLY BEING CHARGED. HOWEVER, NO ORDINANCE WAS EVER INTRODUCED ESTABLISHING SAID FEE.

THIS ORDINANCE FURTHER ESTABLISHES THE FEE FOR COPYING POLICE REPORTS AT THREE DOLLARS. THIS ALSO IS THE FEE CURRENTLY BEING CHARGED BUT IT TOO WAS NEVER ESTABLISHED BY ORDINANCE.

THE FINAL PORTION OF THIS ORDINANCE PERTAINS TO THE FEE COLLECTED FOR FINGERPRINTING. WE CURRENTLY CHARGE ONE DOLLAR PER CARD. UPON CHECKING WITH OTHER JURISDICTIONS OF SIMILAR SIZE THEY CHARGE BETWEEN TWO AND SEVEN DOLLARS PER CARD. TO ELIMINATE CONFUSION AND STANDARDIZE FEES AS WELL AS REMAIN RESONABLE, WE ASK THAT COUNCIL SET THE FEE FOR FINGERPRINTING AT THREE DOLLARS PER CARD.

IF YOU HAVE ANY QUESTIONS CONCERNING THIS ORDINANCE, PLEASE CONTACT ME AT 427-1199.

DIGEST SHEET

TITLE OF ORDINANCE GENERAL ORDINANCE

DEPARTMENT REQUESTING ORDINANCE POLICE DEPARTMENT

SYNOPSIS OF ORDINANCE 1. IN ACCORDANCE WITH I.C. 5-2-5-7, COMMON COUNCIL ESTABLISHES THE FEE TO BE COLLECTED FOR CRIMINAL HISTORY CHECKS BY THE POLICE DEPARTMENT.

2. IN ACCORDANCE WITH I.C. 5-14-3-8, COMMON COUNCIL ESTABLISHES THE FEES TO BE CHARGED FOR FINGERPRINTS AND POLICE REPORTS.

3. SAID FEES COLLECTED WILL BE DEPOSITED IN THE LOCAL LAW ENFORCEMENT CONTINUING EDUCATION FUND.

EFFECT OF PASSAGE COMMON COUNCIL APPROVES FEES COLLECTED FOR CRIMINAL HISTORY CHECKS, FINGERPRINTS AND POLICE REPORTS.

EFFECT OF NON-PASSAGE FEES COLLECTED ARE NOT APPROVED.

MONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS) \_\_\_\_\_

ASSIGNED TO COMMITTEE (PRESIDENT) \_\_\_\_\_

BILL NO. G-94-11-14

REPORT OF THE COMMITTEE ON  
FINANCE  
CLETUS R. EDMONDS - DONALD J. SCHMIDT - CO-CHAIR  
ARCHIE L. LUNSEY  
DAVID C. LONG

WE, YOUR COMMITTEE ON FINANCE TO WHOM WAS

REFERRED AN (ORDINANCE) (RESOLVXXXX) FIXING THE FEES THE FORT WAYNE  
POLICE DEPARTMENT MAY CHARGE FOR CRIMINAL HISTORY CHECKS, FINGERPRINTS AND  
POLICE REPORTS

HAVE HAD SAID (ORDINANCE) ~~(RESOLUTION)~~ UNDER CONSIDERATION  
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID  
(ORDINANCE) ~~(RESOLUTION)~~

~~DO PASS~~

DO NOT PASS

## ABSTAIN

NO REC

DATED: 12-13-94.

Sandra E. Kennedy  
City Clerk



## THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ROOM 122 • FORT WAYNE, INDIANA 46802 • 219-427-1221

SANDRA E. KENNEDY, CITY CLERK

November 23, 1994

Ms. Connie Lambert  
Fort Wayne Newspapers, Inc.  
600 West Main Street  
Fort Wayne, IN 46802

Dear Ms. Lambert:

Please give the attached full coverage on the date of November 26, 1994, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council  
of Fort Wayne, IN

Bill No. G-94-11-14  
Fixing fees for the Police Department

Please send us 3 copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely yours,

Sandra E. Kennedy  
City Clerk

ENCL: 1

NOTICE OF PUBLIC HEARING  
FORT WAYNE COMMON COUNCIL  
(BILL NO. G-94-11-14)

NOTICE IS HEREBY GIVEN THAT THE FORT WAYNE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA, WILL CONDUCT A PUBLIC HEARING ON TUESDAY, DECEMBER 13, 1994, AT 5:30 P.M., (EST) IN THE COMMON COUNCIL CONFERENCE ROOM 128, CITY-COUNTY BUILDING, ONE MAIN STREET, FORT WAYNE, INDIANA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

2                   AN ORDINANCE FIXING THE FEES THE  
3                   FORT WAYNE POLICE DEPARTMENT MAY  
4                   CHARGE FOR CRIMINAL HISTORY CHECKS,  
5                   FINGERPRINTS AND POLICE REPORTS.

6                   WHEREAS, I.C. 5-2-5-7 provides that a law  
7                   enforcement agency may collect a three dollar (\$3.00) fee  
8                   for a Criminal History Check; and

9                   WHEREAS, I.C. 5-14-3-8 provides that a public  
10                  agency may establish a fee schedule for the  
11                  certification, copying, or facsimile machine transmission  
12                  of documents; and

13                  WHEREAS, the Fort Wayne Police Department  
14                  desires Common Council establish and fix the fees charged  
15                  for Criminal History Checks, Fingerprints and Police  
16                  Reports.

17                  NOW, THEREFORE, BE IT ORDAINED BY THE COMMON  
18                  COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

19                  SECTION 1. Criminal History Check. Pursuant to  
20                  I.C. 5-2-5-7, the Fort Wayne Police Department shall  
21                  collect a three dollar (\$3.00) fee for Criminal History  
22                  Checks.

23                  SECTION 2. Fingerprints and Police Reports.  
24                  Pursuant to I.C. 5-14-3-8, the Fort Wayne Police  
25                  Department shall charge the following fees for:

26                  Fingerprints                           \$3.00  
27                  Police Reports                       \$3.00

28                  SECTION 3. The fees charged by the Fort Wayne  
29                  Police Department for Criminal History Checks,  
30                  Fingerprints and Police Reports shall be deposited in the  
31                  Local Law Enforcement Continuing Education Fund.

"REASONABLE ACCOMMODATIONS" FOR PERSONS WITH A KNOWN DISABLING CONDITION WILL BE CONSIDERED IN ACCORDANCE WITH THE STATE AND FEDERAL LAW. ANY PERSON NEEDING A "REASONABLE ACCOMMODATION" SHOULD NOTIFY PUBLIC INFORMATION OFFICE (219) 427-1120, TTY (219) 427-1200, AT LEAST SEVENTY-TWO (72) HOURS PRIOR TO THE MEETING.

SANDRA E. KENNEDY  
CITY CLERK

FW COMMON COUNCIL  
(Governmental Unit)  
ALLEN County, Indiana

To: The Journal-Gazette  
P.O. Box 100  
Fort Wayne, IN

Dr.

## PUBLISHER'S CLAIM

## LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set)  
-- number of equivalent lines

Head -- number of lines

Body -- number of lines

Tail -- number of lines

Total number of lines in notice

## COMPUTATION OF CHARGES

59 lines, 1 columns wide equals 59 equivalent lines  
at .33 cents per line

\$ 19.47

Additional charge for notices containing rule or tabular work  
(50 percent of above amount)

Charge for extra proofs of publication (\$1.00 for each proof in excess of two)

1.00

TOTAL AMOUNT OF CLAIM

\$ 20.47

## DATA FOR COMPUTING COST

Width of single column 12.5 ems

Number of insertions 1

Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

*Julie L Rohyans*

Date: NOV 26, 19 94

Title: Clerk

Clerk

## NOTICE OF PUBLIC HEARING

FORT WAYNE COMMON COUNCIL  
(BILL NO. G-94-11-14)

## PUBLISHER'S AFFIDAVIT

State of Indiana )

) ss:

Allen County )

Personally appeared before me, a notary public in and for said county and state, the undersigned JULIE L ROHYANS who, being duly sworn, says that he/she is Clerk of the The Journal-Gazette newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 1 time , the dates of publication being as follows:

11-26-94

*Julie L Rohyans*

Subscribed and sworn to before me this 26th day of NOV , 19 94 .

Notary Public

MARY L ADKISON

NOTARY PUBLIC STATE OF INDIANA

ALLEN COUNTY

MY COMMISSION EXP JUNE 14, 1997

My commission expires: NOTARY PUBLIC STATE OF INDIANA

ALLEN COUNTY

MY COMMISSION EXP JUNE 14, 1997

"REASONABLE ACCOMMODATIONS" FOR PERSONS WITH A KNOWN DISABLING CONDITION WILL BE CONSIDERED IN ACCORDANCE WITH THE STATE AND FEDERAL LAW. ANY PERSON NEEDING A "REASONABLE ACCOMMODATION" SHOULD NOTIFY PUBLIC INFORMATION OFFICE (219) 427-1120, TTY (219) 427-1200, AT LEAST SEVENTY-TWO (72) HOURS PRIOR TO THE MEETING.

SANDRA E KENNEDY

FW COMMON COUNCIL  
(Governmental Unit)To: The News-Sentinel  
P.O. Box 100  
Fort Wayne, IN

ALLEN County, Indiana

Dr.

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*Julie L Rohyans*

Date: NOV 26

, 19 94

Title:

Clerk

NOTICE OF PUBLIC HEARING  
FORT WAYNE COMMON COUNCIL  
(BILL NO. G-94-11-14)

## PUBLISHER'S AFFIDAVIT

State of Indiana )

) ss:

Allen County )

Personally appeared before me, a notary public in and for said county and state, the undersigned JULIE L ROHYANS who, being duly sworn, says that he/she is Clerk of the The News-Sentinel newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 1 time , the dates of publication being as follows:

11-26-94

*Julie L Rohyans*

Subscribed and sworn to before me this 26th day of NOV , 19 94.

*Mary L Adkison*

Notary Public

My commission expires: NOTARY PUBLIC STATE OF INDIANA  
ALLEN COUNTY  
MY COMMISSION EXP JUNE 14 1997

SANDRA E. KENNEDY  
CITY CLERK  
#745360